

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

NERI'S BAKERY PRODUCTS, INC.,

Plaintiff,

- against -

J. J. CASSONE BAKERY, INC.,

Defendant.

10-CIV-01183 (CS) (GAY)

**STIPULATION OF
DISMISSAL**

IT IS HEREBY STIPULATED AND AGREED, pursuant to F.R.C.P. 41(a)(1)(A)(ii), by and between the undersigned counsel for Plaintiff and Defendant, that the above-captioned action shall be dismissed and withdrawn with prejudice. Each party shall bear its own costs and attorney's fees. A facsimile, copy or electronic transmission of a signature hereto shall have the same force and effect as an original.

Date: Armonk, New York
May 16, 2012

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Date: White Plains, New York
May 15, 2012

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Application Granted / Denied
So Ordered. *The Clerk shall close the case.*
Cathy Seibel
Cathy Seibel, U.S.D.J.

Dated: 5/16/12